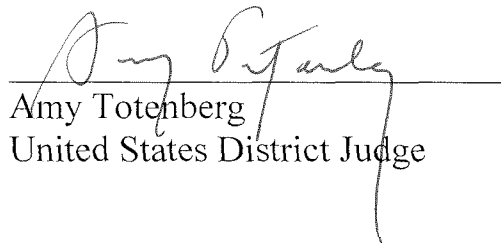


Defendant Romero-Flores seeks to sever his trial from that of his co-defendant Juan Carlos Rojas-Liras on the grounds that the introduction at a joint trial of a post-arrest statement made by Defendant Rojas-Liras would incriminate Defendant Romero-Flores. The Government has filed a response to Defendant Rojas-Liras' motion to sever, in which it agrees, that should this case go to trial, the Court should grant the motion to sever [Doc. 40].

The Court notes that no objections have been filed in response to the Magistrate Judge's Report and Recommendation. Therefore, in accordance with 28 U.S.C. § 636(b)(1) and Rule 59 of the Federal Rules of Criminal Procedure, the Court has reviewed the Magistrate Judge's Recommendation for clear error and finds none. Accordingly, the Court receives the Magistrate Judge's Report and Recommendation with approval and hereby **ADOPTS** the Report and Recommendation as the opinion of this Court. For the reasons stated in the Magistrate Judge's Report and Recommendation, the Court **GRANTS** Defendant Romero-Flores' motion to sever [Doc. 36].

It is so **ORDERED** this 6th day of August, 2012.


Amy Totenberg
United States District Judge